

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

CHARLOTTE BENNETT,

Plaintiff,

v.

ANDREW M. CUOMO,  
MELISSA DEROSA,  
JILL DESROSIERS, and  
JUDITH MOGUL,

Defendants.

1:22-CV-07846-VSB-KHP

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that upon the Memorandum of Law in support of Governor Cuomo's Motion to Dismiss the Retaliation Claims or, in the alternative, to Strike Certain Allegations; the Declaration of Theresa Trzaskoma dated November 18, 2022; the Memoranda of Law in support of the other individual Defendants' Motions to Dismiss to the extent the arguments contained therein apply to Governor Cuomo's motion; and all prior pleadings and proceedings herein, Defendant former Governor Andrew M. Cuomo, by and through his counsel, hereby moves this Court, before the Honorable Vernon S. Broderick, United States District Judge, United States District Court, Southern District of New York, 40 Foley Square, New York, New York 10007, at a date and time to be set by this Court, to dismiss the Second, Seventh, and Eleventh causes of action of the Complaint, or, in the alternative, to strike certain allegations in the Complaint related to those causes of action, and for such other relief as the Court deems just and proper. In accordance with Local Rule 6.1, any opposing affidavits and answering memoranda shall be served within fourteen days after service of the moving papers, and any reply affidavits and memoranda of law shall be served within seven days after service of the answering papers.

Date of Service: November 18, 2022

Respectfully submitted,

/s/ Rita M. Glavin

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